

STATEMENT OF PROCEEDINGS  
REGULAR MEETING OF THE AIR POLLUTION CONTROL BOARD  
SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT  
WEDNESDAY, NOVEMBER 17,1999

Meeting was called to order at 9:20 a.m.

Present: Members Vice Chairwoman Dianne Jacob; Greg Cox; Ron Roberts and Bill Horn; also Thomas J. Pastuszka, Clerk, Member Pam Slater, Chairwoman, being absent.

Approval of Statement of Proceedings/Minutes for meetings of July 21, 1999 and August 3, 1999.

**ACTION:**

ON MOTION of Member Horn, seconded by Member Roberts, the Members approved the minutes for the meetings of July 21, 1999 and August 3, 1999.

AYES: Cox, Jacob, Roberts, Horn

ABSENT: Slater

Public Communication  
(No Speakers)

Air Pollution Control District Agenda Items

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1. Noticed Public Hearing:  
Adoption of New Rule 6 - Minor Violations
  2. Noticed Public Hearing:  
Adoption by Reference of New Source Performance Standards (NSPS) Subpart UUU -  
Standards of Performance for Calciners and Driers in Mineral Industries
  3. Agreement to Fund a Small-Scale Methane Liquefaction Project
  4. Accepting an Environmental Protection Agency Section 103 Grant  
(4 VOTES)
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**APCD 1. SUBJECT: Noticed Public Hearing:  
Adoption of New Rule 6 - Minor Violations  
(Supv. Dist: All)**

**OVERVIEW:**

The District scheduled and advertised a public hearing on November 17, 1999 to discuss and receive public comments on proposed new Rule 6 (Minor Violations). Because of the Board's heavy agenda on November 17th, the District is requesting this item be continued to the December 15th Board Hearing.

**RECOMMENDATION:**

**AIR POLLUTION CONTROL OFFICER:**

Continue "Adoption of New Rule 6 - Minor Violations" to the December 15, 1999 Board meeting.

**ACTION:**

ON MOTION of Member Horn, seconded by Member Roberts, the Members of the Air Pollution Control Board took action as recommended, on Consent, continuing the Hearing to December 15, 1999.

AYES: Cox, Jacob, Roberts, Horn

ABSENT: Slater

**APCD 2. SUBJECT: Noticed Public Hearing:  
Adoption by Reference of New Source Performance Standards (NSPS)  
Subpart UUU - Standards of Performance for Calciners and Driers in  
Mineral Industries  
(Supv. Dist: All)**

**OVERVIEW:**

New Source Performance Standards (NSPS) are promulgated as Subparts by the Environmental Protection Agency (EPA) and apply throughout the country. These Subparts are then adopted by the District. Once adopted, the District requests, and routinely receives, delegation from EPA to implement and enforce these national requirements.

Subpart UUU, Standards of Performance for Calciners and Driers in Mineral Industries, was first promulgated by EPA in 1992 and subsequently amended in 1993 to provide minor corrections. It regulates particulate emissions from mineral processing plants that produce or process minerals such as alumina, gypsum, sand, or perlite and which commenced construction, modification, or reconstruction after April 23, 1986. The allowable concentration of particulate matter and the opacity of emissions from calciners and driers is specified as are monitoring, record keeping, testing, and reporting requirements.

There is presently one facility in San Diego County subject to Subpart UUU. It complies with all requirements.

The District is proposing to adopt the original federal Subpart UUU and its 1993 amendment by reference to the corresponding volume, page and date of publication of these regulations in the Federal Register. This action will include amending Regulation X by incorporating Federal Register references to the original Subpart UUU (57 FR 44503, September 28, 1992), and its amendment (58 FR 40591, July 29, 1993). The District will then request EPA delegation to implement and enforce Subpart UUU locally.

A public workshop was held on August 4, 1999. The workshop report is attached.

**FISCAL IMPACT:**

The recommended action will have no fiscal impact on the District.

**RECOMMENDATION:**

**AIR POLLUTION CONTROL OFFICER:**

Adopt the resolution amending Regulation X of the District Rules and Regulations to add federal Subpart UUU and its subsequent amendment by reference and make appropriate findings:

- (i) of necessity, authority, clarity, consistency, non-duplication and reference as required by Section 40727 of the State Health and Safety Code;
- (ii) that adopting federal Subpart UUU and its subsequent amendment will alleviate a problem and will not interfere with attainment of ambient air quality standards (Section 40001 of the State Health and Safety Code);
- (iii) that an assessment of the socioeconomic impact is not required by Section 40728.5 of the State Health and Safety Code because adopting federal Subpart UUU and its subsequent amendment will not significantly affect air quality or emission limitations; and
- (iv) that it is certain there is no possibility that adopting federal Subpart UUU and its subsequent amendment may have a significant adverse effect on the environment, and this action is exempt from the provisions of the California Environmental Quality Act pursuant to California Code of Regulations, Title 14, Section 15061(b)(3).

**ACTION:**

Directing County Counsel to prepare findings and incorporate them into the record, ON MOTION of Member Horn, seconded by Member Roberts, the Members of the Air Pollution Control Board closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 99-340, entitled: RESOLUTION TO ADOPT BY REFERENCE FEDERAL NEW SOURCE PERFORMANCE STANDARDS (NSPS) SUBPART UUU AND ITS AMENDMENTS INTO REGULATION X OF THE RULES AND REGULATIONS OF THE SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT.

AYES: Cox, Jacob, Roberts, Horn

ABSENT: Slater

- APCD 3. SUBJECT: Agreement to Fund a Small-Scale Methane Liquefaction Project**  
(Supv. Dist: All)

**OVERVIEW:**

The Air Pollution Control District (District) proposes a partnership with the California Energy Commission (CEC) to provide an incentive to Applied LNG Technologies to construct a small-scale methane liquefaction facility. The facility, to be located at the City of San Diego's Chollas Landfill, would provide liquefied natural gas (LNG) to fuel the City's LNG-powered refuse packers, reducing the cost of LNG, reducing overall emissions from the landfill, and demonstrating technology that can be applied to other landfills.

The CEC will then enter into a contract with Applied LNG Technologies, which will include District funding requirements. The \$1,335,000 project would be funded by District Vehicle Registration funds (\$100,000, 7.5% of the project cost), the CEC (\$150,000, 11.5%), and Applied LNG Technologies (\$1,085,000, 81%). The District's portion of the project cost would be funded from an existing contract with San Diego Gas and Electric (SDG&E) (September 28, 1993, APCB Item No. 3) that provides incentives up to \$100,000 toward construction of a natural gas fueling facility. The recommended action would secure a \$150,000 grant from the CEC by matching it with the District's \$100,000.

**FISCAL IMPACT:**

Funding for this proposal is available through the existing contract with SDG&E to provide incentives for alternative-fueled vehicles and infrastructure. Therefore, the recommended action will not impact the District budget or costs. Approval of the recommended action will secure CEC funding for the project in the amount of \$150,000.

**AIR POLLUTION CONTROL OFFICER:**

**ACTION:**

AYES: Cox, Jacob, Roberts, Horn

**APCD 4. SUBJECT: Accepting an Environmental Protection Agency Section 103 Grant**  
(Supv. Dist: All)

The federal Environmental Protection Agency (EPA) has offered the District a \$39,000 grant for providing administrative support to the Coastal Border Alliance (Alliance), a group currently including representatives of the EPA, the Mexican counterpart to EPA (SAMARNAP), the San Diego Air Pollution Control District (the District), the Tijuana Municipal Government, the State of Baja California North, and San Diego State University. Others working on issues with the Alliance include the Western Governors Association, the California Air Resources Board (ARB), and the city of Rosarito. (The EPA and SAMARNAP are proposed to be ex officio members.)

Under the provisions of this grant, District staff participating in the Alliance would select the site for bimonthly meetings and procure translators. Grant funds would reimburse the cost of meeting sites, travel, translator services, and the District staff time preparing for and attending the Alliance meetings.

This Section 103 Grant provides \$27,300 in revenue to offset the cost of providing administrative support to the Coastal Border Alliance. Additional appropriations of \$11,700 from the remaining grant revenue are needed to pay for various services and supplies connected with each meeting, including \$2,000 for travel, \$1,000 for supplies, \$500 for equipment and \$8,200 for facilities and translators. These recommendations have no fiscal impact on the General Fund.

**RECOMMENDATION:**

**AIR POLLUTION CONTROL OFFICER:**

1. Approve and authorize the Air Pollution Control Officer to execute the EPA Section 103 Grant totaling \$39,000.
2. Establish FY 1999-2000 appropriations of \$11,700 in Services and Supplies for the cost of meeting rooms, equipment, travel, and translators for meetings of the Coastal Border Alliance, based on unanticipated FY 1999 Section 103 Grant revenue. (4 VOTES)

**ACTION:**

ON MOTION of Member Horn, seconded by Member Roberts, the Members of the Air Pollution Control Board took action as recommended, on Consent.

AYES: Cox, Jacob, Roberts, Horn

ABSENT: Slater

There being no further business, the Board adjourned at 2:37 p.m.

THOMAS J. PASTUSZKA  
Clerk of the Air Pollution Control Board  
San Diego County Air Pollution  
Control District

Notes by: Egan

NOTE: This Statement of Proceedings sets forth all actions taken by the San Diego County Air Pollution Control Board on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.